

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 274, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 3-8-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) This section does not apply to a candidate for any of the following offices:

(1) Judge of a city court. ~~in a city located in a county having a population of:~~

~~(A) more than four hundred thousand (400,000) but less than seven hundred thousand (700,000); or~~

~~(B) more than two hundred thousand (200,000) but less than three hundred thousand (300,000);~~

~~(2) judge of a city court in a third class city; or~~

~~(3) (2) Judge of a town court.~~

(b) A person is not qualified to run for:

(1) a state office;

(2) a legislative office;

(3) a local office; or

(4) a school board office;

unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination.

(c) If a candidate filing error is made by the election division or a circuit court clerk, the error does not invalidate the filing.

SECTION 2. IC 3-8-1-1.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE] : Sec. 1.5. (a) This section applies to a candidate for any of the following offices:

(1) Judge of a city court in a city located in a county having a population of

~~(A) more than four hundred thousand (400,000) but less than seven hundred thousand (700,000); or~~

~~(B) more than two hundred thousand (200,000) but less than three hundred thousand (300,000).~~

~~(2) Judge of a city court in a third class city.~~

~~(3)~~ (2) Judge of a town court.

(b) A person is not qualified to run for an office subject to this section unless **not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination** the person is registered to vote in a county in which the municipality is located.

SECTION 3. IC 3-8-1-28.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 28.5. (a) This section does not apply to a candidate for the office of judge of a city court in a city located in a county having a population of more than two hundred thousand (200,000) but less than three hundred thousand (300,000).

(b) A candidate for the office of judge of a city court must reside in the city upon filing a declaration of candidacy required under IC 3-8-2 or a petition of nomination under IC 3-8-6.

(c) A candidate for the office of judge of a city court must reside in the county upon the filing of a certificate of candidate selection under IC 3-13-1-15 or IC 3-13-2-8.

(d) This subsection applies to a candidate for the office of judge of a city court listed in IC 33-10.1-5-7(c). Before a candidate for the office of judge of the court may file a:

- (1) declaration of candidacy or petition of nomination; or**
- (2) certificate of candidate selection under IC 3-13-1-15 or IC 3-13-2-8;**

the candidate must be an attorney in good standing admitted to the practice of law in Indiana.

SECTION 4. IC 3-8-1-29.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 29.5. (a) This section applies to a candidate for the office of judge of a town court listed in IC 33-10.1-5-7(c).

(b) Before a candidate for the office of judge of the court may file a:

- (1) declaration of candidacy or petition of nomination; or**
- (2) certificate of candidate selection under IC 3-13-1-15 or IC 3-13-2-8;**

the candidate must be an attorney in good standing admitted to the practice of law in Indiana.

SECTION 5. IC 33-14-1-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS: 1.5. (a) This section does not apply to a deputy prosecuting attorney appointed by a prosecuting attorney or a special prosecutor appointed by a court.

(b) To be eligible to hold office as a prosecuting attorney, a

III person must be a resident of the judicial circuit that the person
III serves.

SECTION 6. **An emergency is declared for this act.**
(Reference is to SB 274 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Elections.

GARTON Chairperson